

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Nuon Acquisition Sub, Inc., Utilities, Inc.,	:	
and Each of the 21 Illinois Operating	:	
Subsidiaries of Utilities, Inc.	:	
	:	01-0480
Joint Application for Approval of Proposed	:	
Merger.	:	

AMENDATORY ORDER

By the Commission:

On July 3, 2001, Nuon Acquisition Sub, Inc., (“NAS”), Utilities, Inc., (“UI”) and each of its 21 Illinois Operating Subsidiaries of Utilities, Inc. (“UI Operating Subsidiaries”) (collectively, the “Applicants”) filed a Joint Application with the Commission for approval of a proposed merger.

An order was entered on November 27, 2001, granting the Application. However, that order did not contain language advising the parties that it was not an appealable order. The order of November 27, 2001, should be modified to correctly advise the parties of this fact.

The Commission, having considered the entire record, and being fully advised in the premises, is of opinion and finds that:

- (1) Each of the Utilities, Inc. Operating Subsidiaries is an Illinois corporation engaged in the business of providing public utility water and/or sewer service to the public in Illinois and, as such, is a public utility as defined by the Act;
- (2) the Commission has jurisdiction over the Utilities, Inc. Operating Subsidiaries;
- (3) the order entered on November 27, 2001, should be amended to show that it is not appealable as follows:

on page ten, prior to the first paragraph, the following paragraph should be inserted:

IT IS FURTHER ORDERED that, subject to the provisions of Section 10-113 of the Public Utilities Act and 83 Ill. Adm. Code Sec. 200.880, this Order is final, however, it is not subject to the Administrative Review Law.

By Order of the Commission this 5th day of December, 2001.

Chairman